

EPSB Mission Statement

The Education Professional Standards Board, in full collaboration and cooperation with its education partners, promotes high levels of student achievement by establishing and enforcing rigorous professional standards for preparation, certification, and responsible and ethical behavior of all professional educators in Kentucky.

**EPSB Meeting Agenda
VIDEO TELECONFERENCE MEETING**

Pursuant to Executive Order 2020-243, OAG 20-05, and a memorandum issued by the Finance and Administration Cabinet dated March 16, 2020, and in an effort to prevent the spread of Novel Coronavirus (COVID-19), the Kentucky Department of Education is conducting all open meetings by video teleconference. Furthermore, members of the public will not be permitted to attend the meeting in person, but are encouraged to view the meeting at the [Kentucky Department of Education's Media Portal](#).

Monday, February 8, 2021

EPSB Waiver Committee

8:30 AM ET

EPSB Regular Meeting Agenda

9:00 AM ET

Call to Order

Swearing-In

Roll Call

Approval of Consent Items

- A. Approval of December 14, 2020, EPSB Meeting Minutes
- B. Emergency Non-Certified Personnel Program (Mr. Todd Davis)

Report of the Commissioner

- A. Report from the Education and Workforce Development Cabinet
- B. Report from the Council on Postsecondary Education
- C. Report of the Associate Commissioner
- D. Other Updates

Report of the Chair

- A. Recognition of Former EPSB Member
- B. Appointment to the Waiver Committee

Information Item

- A. 16 KAR 6:010. Assessment Prerequisites for Teacher Certification, Amendment (Ms. Sharon Salsman)
- B. 16 KAR 3:060. School Counselor Provisional and Standard Certificates, All Grades, Amendment (Ms. Allison Bell)
- C. 16 KAR 9:090. University-Based Alternative Certification Program for Teachers of World Languages, Amendment (Ms. Cassie Trueblood)

Action Items

- A. University of the Cumberland: Accreditation of the Educator Preparation Provider and Approval of Programs (Ms. Margaret Hockensmith)

Waivers

- A. 16 KAR 5:040. Alternative Student Teaching Placement Request for Caleb Paul (Ms. Cathy Jackson)
- B. 16 KAR 5:040. Alternative Student Teaching Placement Request for Katelyn Gatian (Ms. Jackson)
- C. 16 KAR 5:040. Alternative Student Teaching Placement Request for Natalie Gatian (Ms. Jackson)
- D. 16 KAR 2:120. Request to Waive Emergency Certificate Requirements for Carrie Price (Ms. Crystal Hord)
- E. 16 KAR 8:020. Request to Allow Master of Public Administration to Qualify for Rank II for Courtney Harris (Ms. Hord)

Alternative Route to Certification Applications

- A. Kelley Brady, Dance, All Grades (Ms. Hord)

Board Comments

Closed Session Review

Following a motion in open session pursuant to KRS 61.810 (1) (c) and (1)(j), it is anticipated that the Board will move into closed session to conduct a character and fitness review and to review potential actions relating to complaints and reports. The Board will also review pending litigation.

Case Decisions

Following the closed session review, the Board shall move into open session. All decisions will be made in open session.

Adjournment

Next Regular Meeting:

April 12, 2021
300 Sower Blvd
Frankfort, KY 40601

The actions delineated below were taken in open session of the EPSB at the December 14, 2020, webcast meeting. This information is provided in summary form; an official record of the meeting is available in the permanent records of the Education Professional Standards Board (EPSB), 300 Sower Boulevard, 5th Floor, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Minutes
Kentucky Department of Education
300 Sower Boulevard, 5th Floor, Frankfort, KY 40601**

Call to Order

Chair Lisa Rudzinski called the meeting to order at 9:06 a.m. ET. In an effort to prevent the spread of the novel Corona Virus (COVID-19) this meeting was conducted by video teleconference. Jacqueline Mayfield read the mission statement to the EPSB and audience.

Swearing in of New Board Members

On December 11, 2020, Executive Order 2020-1033 was filed to set the terms of service for the EPSB members and replace Executive Order 2020-702. The new Executive Order retained the membership of the EPSB but required all members to be sworn in. Waiver Committee members Melissa Conley-Salyers, Sherry Powers and Josh Trosper were sworn in by Leah Sharpe of the Office of Legal Services during the waiver committee meeting immediately preceding the EPSB meeting. Board members Elijah Edwards, Amanda Ellis, Cathy Gunn, Traci Hunt, Jacqueline Mayfield, Justin Mitchell, Lisa Rudzinski, Steven Scrivner, Amber Snell and Julian Vasquez-Heilig were sworn in by Ms. Sharpe during EPSB meeting.

Roll Call

The following Board members were present during the December 14, 2020, EPSB meeting: Melissa Conley-Salyers, Elijah Edwards, Cathy Gunn, Traci Hunt, Jacqueline Mayfield, Justin Mitchell, Sherry Powers, Lisa Rudzinski, Steven Scrivner, Amber Snell, Josh Trosper and Julian Vasquez-Heilig.

CPE: Amanda Ellis

Approval of Consent Items

2020-78

Approval of October 12, 2020, EPSB Meeting Minutes

Request to Offer Program at an Off-Site Location, Campbellsville University

16 KAR 5:040. Alternative Student Teaching Placement Request for Malinda Massey

16 KAR 5:040. Alternative Student Teaching Placement Request for Jessamyn Rising

Emergency Non-Certified Personnel Program

Motion made by Mr. Elijah Edwards, seconded by Mr. Steven Scrivner, to approve the consent agenda items.

Vote: *Unanimous*

Report of the Executive Secretary

Commissioner Jason Glass shared that it's an exciting day as vaccines are being delivered to frontline health care workers and residential care facilities. Dr. Stack and Governor Beshear have worked to get vaccines to educators and to get to this point is an exciting time.

The Governor's Office, Kentucky Public Health and the Kentucky Department of Education (KDE) have teamed together to work on a configuration around a return to school on January 4, 2021. The Governor will have a press release today to announce the parameters and later this week KDE will have a superintendent webinar to go into more detail.

Commissioner Glass noted that in January, we return to the Legislative Session which will be focused on budget matters which were thought to be reduced due to COVID. However, we are getting encouraging information that our economy has recovered better than originally expected. Dr. Glass reported that we don't know the final numbers, but we look for this session to focus on funding to the schools across the state and the SEEK funding formula. He noted that KDE wants to provide schools with the resources they need to continue the important work they do and provide additional help to catch students up during this disruptive time.

Dr. Glass reported that one of KDE's priorities is the Kentucky Academy for Equity in Teaching (KAET) which works to recruit minority teacher candidates and retain those candidates in the education field. KAET is part of a larger effort around equity and antiracism. KDE is seeking additional resources to further this program. Another of KDE's priorities during the Legislative Session is that the funding for the Kentucky School for the Deaf and the Kentucky School for the Blind has not kept up with schools' expenses. KDE has shifted money over to stabilize the two schools and is at a breaking point. KDE wants to give the two schools priority stabilization and the resources they need.

Commissioner Glass reported that KDE is excited to take part in the Commonwealth Continuum which is a P-20 effort to try and increase the numbers of students who are entering in and receiving credentials or degrees from higher education institutions both as a quality of life and a workforce development effort. He noted that KDE is happy to partner with the Council on Postsecondary Education (CPE) and that Dr. Ellis will share more of that initiative in her update.

Report from the Council on Postsecondary Education

Amanda Ellis shared that as Commissioner Glass mentioned, CPE is thrilled to have the P-20 Council to really start looking at the entire education continuum. She noted that CPE and the Kentucky Board of Education are very supportive of this work.

Dr. Ellis reported that membership will be announced soon and there will be breakout groups and work groups to help get this work accomplished. CPE is excited about this the initial first meeting which will take place towards the end of January.

The Performance Funding Work Group met for the last time to make recommendations to the General Assembly and that detailed report will be released to the public during the Legislative Session.

Dr. Ellis also reported on CPE's work with KCTCS on the campaign to promote the Work Ready Kentucky scholarships. CPE also partnered with the University of Louisville to host the annual Higher EDquity Symposium virtually in November.

Dr. Ellis reported that CPE is ready to start seeing the end of this pandemic. The institutions and school districts have done an incredible job of really navigating through uncharted waters and doing what's best for students. She noted that it's been quite impressive what efforts have been made to take care of students

Report of the Associate Commissioner

Rob Akers shared that it was good to be here with everyone and thanked Dr. Glass for the opportunity to share. He noted that since the last meeting, the Office of Educator Licensure and Effectiveness (OELE) has continued its work in support of the EPSB and all of its partners. A great deal of the focus of the work has been on collecting feedback and working to finalize revisions of 16 KAR 5:010 which sets the standards for how educator preparation providers (EPPs) are accredited and how the programs are approved.

He noted that Dr. Mark LaCelle-Peterson the Chief Executive Officer for the Association for Advancing Quality in Educator Preparation (AAQEP) is here today to present some information regarding his organization and its desire to seek authorization to accredit EPPs in Kentucky.

Mr. Akers noted that since the beginning of the pandemic the EPSB has worked closely with its partners to provide needed relief for EPPs and for our local school districts as we've progressed through these unprecedented times. OELE has presented potential waivers for consideration to the EPSB and will continue to listen to our partners as they uncover new challenges that may require action from the EPSB.

Mr. Akers was very excited to share that the request for proposal for a cloud-based Educator Certification Preparation and Educator Ethics System is moving forward. Staff has been through the virtual presentations and demonstrations and is narrowing down the options. Mr. Akers thanked all the staff involved for the hard work and dedication to the project.

OELE works with our EPPs to implement some requirements under Senate Bill 1 from 2009. EPPs are required to stay up to date on changes in academic standards so the students they are preparing are ready to hit the classroom to teach content that is aligned to the Kentucky academic standards. This year OELE partnered with KDE's Office of Teaching and Learning and Dr. Ellis to make sure that we had learning modules put together for our college faculty. A copy of the report was included in the EPSB materials for the meeting.

Mr. Akers also shared an update on the Kentucky Academy for Equity in Teaching (KAET). The initiative and the work for this rests in OELE and is under the supervision of Dr. Meredith Brewer.

Mr. Akers noted that OELE has taken a very holistic approach to this and he is very excited for this initiative.

Information/Discussion Items

Association for Advancing Quality in Educator Preparation

Dr. Mark LaCelle-Peterson, President/CEO of AAQEP, presented information about their accreditation system for education preparation providers. AAQEP seeks to implement new standards in more KY institutions through quality assurance and collaboration.

Mr. Akers spoke to the EPSB about the current CAEP accreditation process and the regulatory revisions that are underway to offer EPP's more flexibility with program review.

16 KAR 5:020. Standards for Admission to Educator Preparation, Amendment

Ms. Allison Bell presented amendments to 16 KAR 5:020 to the EPSB for a first reading.

Action Items

16 KAR 5:010. Standards for Accreditation of Educator Preparation Providers and Approval of Programs, Amendment

2020-79

Motion made to defer to a future meeting by Mr. Justin Mitchell, seconded by Dr. Amanda Ellis.

Vote: *Unanimous*

Kentucky Valley Educational Cooperative: Continuing Education Option, Plan II Proposal

2020-80

Motion made by Ms. Melissa Conley-Salyers, seconded by Mr. Steven Scrivner, to approve.

Vote: *Unanimous*

16 KAR 5:040. Request to Allow Substitute Teaching Experience to Qualify as Student Teaching Experience for the Spring 2021 Term

2020-81

Motion made by Ms. Amber Snell, seconded by Dr. Amanda Ellis, to approve.

Vote: *Unanimous*

Request to Continue Approval of Conditional Admittance to Educator Preparation Programs for Spring 2021

2020-82

Motion made by Ms. Jacqueline Mayfield, seconded by Mr. Justin Mitchell, to approve.

Vote: *Unanimous*

Waivers

16 KAR 5:040. Request to Waive Required Number of Student Teaching Days Due to District Closures

2020-83

Motion made by Mr. Josh Trosper, seconded by Ms. Amber Snell, to approve. (Sherry Powers recused)

Vote: *Unanimous*

16 KAR 5:040. Request to Waive Field Experience Clock Hours Due to District Closures

2020-84

Motion made by Mr. Justin Mitchell, seconded by Ms. Jacqueline Mayfield, to approve. (Sherry Powers and Julian Vasquez-Heilig recused)

Vote: *Unanimous*

16 KAR 2:120. Request to Waive Emergency Certificate Requirements for Scott County Schools

2020-85

Motion made by Mr. Justin Mitchell, seconded by Ms. Amber Snell, to approve.

Vote: *Unanimous*

16 KAR 2:120. Request to Waive Emergency Certificate Requirements for Christian County Schools

2020-86

Motion made by Mr. Josh Trosper, seconded by Ms. Jacqueline Mayfield to approve.

Vote: *Unanimous*

Alternative Route to Certification Applications

Hannah Wemitt, Theater, All Grades

2020-87

Motion made by Dr. Amanda Ellis, seconded by Ms. Amber Snell, to approve.

Vote: *Unanimous*

Kamarr Wilmington-Richee, Biology, Grades 9-12

2020-88

Motion made by Dr. Amanda Ellis, seconded by Mr. Steven Scrivner, to approve.

Vote: *Unanimous*

Jessica Wimsatt, English and Journalism, Grades 9-12

2020-89

Motion made by Mr. Justin Mitchell, seconded by Ms. Jacqueline Mayfield, to approve.

Vote: *Unanimous*

Motion made by Dr. Sherry Powers seconded by Mr. Justin Mitchell, to go into closed session to conduct a character and fitness review and to review potential actions relating to complaints and reports in accordance with KRS 61.810(1) (c) & (j). The Board also reviewed pending litigation.

Vote: *Unanimous*

Motion made by Mr. Scrivner seconded by Dr. Powers, to return to open session.

Vote: *Unanimous*

The following board members concurred with the actions as listed below with the noted exceptions:

Melissa Conley-Salyers, Cathy Gunn, Traci Hunt, Jacqueline Mayfield, Justin Mitchell, Sherry Powers, Lisa Rudzinski, Steven Scrivner, Amber Snell, Josh Trosper, and Julian Vasquez-Heilig.

Attorneys present were Luke Gilbert, BreAnna Listermann, Norah Softic, Cassie Trueblood and Chelsea Young.

Initial Case Review

Case Number

Decision

| | | |
|-----------|---------------------|------------------------|
| 20101461 | Admonish | |
| 20041245 | Admonish & Training | |
| 20101431 | Attorney Review | (Dr. Powers dissented) |
| 20101471 | Admonish & Training | |
| 20071257 | Admonish & Training | |
| 20071253 | Defer for Training | |
| 20071259 | Attorney Review | |
| 20071265 | Attorney Review | |
| 20071243 | Admonish & Training | |
| 20071311 | Dismiss | |
| 20061107 | Dismiss | |
| 20061117 | Defer for Training | |
| 20071319 | Defer for Training | |
| 20071281 | Dismiss | |
| 20071303 | Dismiss | |
| 20061063 | Defer for Training | |
| 20061059 | Attorney Review | |
| 20071267 | Admonish & Training | |
| 20101447 | Attorney Review | |
| 1803359 | Refer to Hearing | |
| 1906625 | Refer to Hearing | |
| 1906583 | Refer to Hearing | |
| 19011 | Refer to Hearing | |
| CF 201497 | Refer to Hearing | |
| 200133 | Dismiss | |
| 18081133 | Dismiss | |
| 1806949 | Dismiss | |
| 0907463 | Dismiss | |
| 1806875 | No Further Action | |
| 18071053 | No Further Action | |
| 1703487 | No Further Action | |
| 2001263 | Dismiss | |
| 2001121 | Dismiss | |
| 1904401 | Dismiss | |
| 2001299 | Dismiss | |

| | |
|----------|---------|
| 2004879 | Dismiss |
| 1909883 | Dismiss |
| 20061081 | Dismiss |
| 2003695 | Dismiss |
| 19111125 | Dismiss |
| 19111119 | Dismiss |
| 19111157 | Dismiss |
| 19111145 | Dismiss |
| 1909829 | Dismiss |
| 200153 | Dismiss |
| 2004969 | Dismiss |
| 2002443 | Dismiss |
| 20061157 | Dismiss |
| 20061179 | Dismiss |
| 20061165 | Dismiss |
| 20061141 | Dismiss |
| 20061143 | Dismiss |
| 20061177 | Dismiss |

Character/Fitness Review

| <u>Case Number</u> | <u>Decision</u> |
|---------------------------|------------------------|
| 201610 | Approve |
| 201695 | Approve |
| 201707 | Approve |
| 201724 | Approve |
| 201729 | Approve |
| 201731 | Approve |
| 201623 | Approve |
| 201631 | Approve |
| 201644 | Approve |
| 201650 | Approve |
| 201673 | Deny |
| 201697 | Approve |
| 201701 | Approve |
| 201735 | Approve |
| 201743 | Approve |
| 201596 | Deny |
| 201746 | Approve |

Agreed Orders

| <u>Case Number</u> | <u>Decision</u> |
|---------------------------|---|
| 17121661 Derek Betz | Accept Agreed Order admonishing Betz for his lack of professional judgment in interactions with former students. Exchanging personal text messages regarding sexual contact with former students that a teacher knew from school is inappropriate, even if those students were not in the teacher's |

classroom. As an education professional, it is Betz's responsibility to set and maintain appropriate boundaries with all students, and he must realize that initiating such contact mere months after a student leaves the school damages the community's trust in the education profession.

Certificate Number 80690 is retroactively suspended from June 1, 2018 to July 31, 2018.

On or before August 1, 2021, Betz shall provide written proof to the Board that he has completed a course of training on the subject of Appropriate Student-Teacher Boundaries as approved by the Board. Any cost for said training shall be paid for by Betz. Failure to provide the provide the written proof by August 1, 2019 will result in Certificate Number 80690 being administratively suspended until such time as Betz provides the written proof.

On or before August 1, 2021, Betz shall provide written proof to the Board that he has completed a course of training on the subject of the Professional Code of Ethics for Kentucky School Certified Personnel as approved by the Board. Any cost for said training shall be paid for by Betz. Failure to provide the provide the written proof by August 1, 2019 will result in Certificate Number 80690 being administratively suspended until such time as Betz provides the written proof.

Certificate Number 80690 shall be placed under a five year probationary period. During the five year period, Betz shall receive no disciplinary action related to student-teacher boundaries. "Disciplinary action" is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process. If Betz violates this condition, Certificate Number 80690 will be administratively suspended pending further Board disposition.

Betz is aware that should he violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1904399 Danya Sullivan

Accept Agreed Order stating Sullivan is retired and has no

plans to return to the classroom. Sullivan shall neither apply for, nor accept a position that requires certification in the Commonwealth of Kentucky at any time in the future. Should Sullivan fail to satisfy this condition, Certificate Number 19811 shall be automatically and permanently revoked.

Sullivan is aware that should she violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1806917 Adam Fowler

Accept Agreed Order admonishing Fowler for conduct unbecoming a teacher. The Board reminds Fowler that, as a teacher, he has a duty to uphold the dignity and integrity of the teaching profession. Being under the influence of alcohol at work or while driving is not only dangerous; it is also a horrible example to set for students. The Board will tolerate no further incidents of misconduct by Fowler.

Certificate Number 200380297 is hereby suspended for a period of one year after the date this Order is entered by the Board.

Once the suspension period is concluded, Certificate Number 200380297 shall be under a three-year probation and subject to the following conditions:

For the entirety of the probationary period, Fowler shall not be convicted of nor enter a guilty or no contest plea to any criminal charge(s) involving the use and/or possession of any controlled substance or alcohol. If Fowler is convicted of, or enters a guilty or no contest plea, to any criminal charge(s) involving the use and/or possession of any controlled substance or alcohol, he shall submit this information to the Board, in writing, within thirty days. Failure to comply with this condition will result in Certificate 200380297 being automatically suspended pending Board review and disposition.

After the one year suspension has ended, Fowler shall provide written proof from a licensed and Board approved alcohol/substance abuse counseling program that he has been assessed and complied with all recommended treatment, and that he is capable of returning to his duties in

the classroom. Any expense for said assessment and treatment shall be paid by Fowler.

Failure to comply with this requirement prior to the conclusion of the one year suspension period will Certificate 200380297 being automatically suspended pending Board review and disposition.

Fowler is aware that should he violate any provision of KRS 161.120 at any time in the future, the Board shall initiate disciplinary action and seek additional sanctions.

Vote: *Unanimous*

2003663 William Gardner

Accept Agreed Order stating Certificate Number 201165839 is permanently revoked. Gardner shall neither apply for, nor be issued, a teaching, administrative and/or emergency certificate in the Commonwealth of Kentucky at any time in the future. Gardner shall immediately surrender the original and all copies of his certificate, by personal delivery or first class mail, to the Education Professional Standards Board, 300 Sower Blvd. 5th Floor, Frankfort, Kentucky 40601.

Vote: *Unanimous*

20061065 Ladonna Johnson

Accept Agreed Order admonishing Johnson for exercising poor professional judgment. The Board reminds Johnson that she has a duty to take reasonable measures to protect the emotional well-being of students. By using embarrassing language towards students Johnson took the unreasonable risk of subjecting students to public humiliation. The Board will not tolerate any further incidents of misconduct from Johnson.

Johnson has provided proof to the Board that she has completed training modules entitled “Working with Others: Understanding and Dealing with Difficult Parents” and “Success is in the Eye of the Beholder: How to Be a Professional Teacher”

Prior to November 1, 2021, Johnson shall provide written proof to the Board that she has completed a course in professionalism, as approved by the Board. Johnson shall pay any expense incurred. If Johnson fails to satisfy this condition prior to November 1, 2021, Certificate Number

201120318 shall be administratively suspended until such condition is satisfied.

Johnson is aware that should he violate KRS 161.120, either during or following this probation, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1905509 Tonya Horne-Williams

Accept Agreed Order stating due to the financial expense a hearing in this matter would cost both parties, and the physical and emotional toll on Horne-Williams and her family, Horne-Williams agrees not to apply for nor accept any P-12 public school position in Kentucky for a period of three (3) school years, beginning September 1, 2019 until July 1, 2022.

Before September 1, 2021, Horne-Williams, shall provide written proof that she has completed a total of twelve (12) hours of training/professional development on the topics of school law and educator ethics, at her own expense, as approved by the Board. If Horne-Williams fails to provide written proof by September 1, 2021, Certificate No. 000021019 shall be administratively suspended until such condition is satisfied.

Finally, Horne-Williams voluntarily agrees to subject her certificate, Certificate Number 000021019, to the following probationary conditions for a period of three (3) years in order to demonstrate to the education community her good faith, commitment to excellence in teaching, and commitment to student learning:

1. During the probationary period, Horne-Williams shall not receive any disciplinary action for a violation of special education law, regulations, or policies or a violation of student testing law, regulations, or policies, from any district in which she is employed. If Horne-Williams fails to satisfy this condition, Certificate Number 000021019 shall be administratively suspended pending Board review and disposition. "Disciplinary action" is defined as any termination, suspension or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a

tribunal and/or arbitration process, including any appeal therefrom.

2. During the probationary period, if KDE finds that Horne-Williams violated the Administration Code for Kentucky's Educational Assessment Program and recommends that Horne-Williams be reported to the Board for the violation, Certificate Number 000021019 shall be administratively suspended pending Board review and disposition. This condition will not be triggered if KDE finds that Horne-Williams violated the Administration Code for Kentucky's Educational Assessment Program and only recommends that she receive training.

Horne-Williams is aware that should she violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

2004925 James Goodman

Accept Agreed Order admonishing Goodman for conduct unbecoming a teacher. The Board reminds Goodman that, as a teacher, he has a duty to uphold the dignity and integrity of the teaching profession. Being under the influence of alcohol while driving is not only dangerous; it is also a horrible example to set for students. The Board will tolerate no further incidents of misconduct by Goodman.

Goodman is further admonished for sending an inappropriate text to a coworker. Even if such an action is accidental, it is an unacceptable disruption to the work environment and does not treat fellow educators with dignity. The Board will tolerate no further incidents of misconduct by Goodman.

Goodman has provided proof from a licensed and Board approved alcohol/substance abuse counseling program that he has been assessed and complied with all recommended treatment, and that he is capable of returning to his duties in the classroom.

On or before December 1, 2021, Goodman shall provide written proof to the Board that he has taken a course of training/professional development on the subject of sexual harassment in the workplace as approved by the Board. Any

cost for said training shall be paid for by Goodman. Failure to provide this proof on or before December 1, 2021 shall result in Certificate Number 201122375 being administratively suspended until such time as Goodman provides the proof.

On or before December 1, 2021, Goodman shall provide written proof to the Board that he has taken a course of training/professional development on the subject of educator ethics in the workplace as approved by the Board. Any cost for said training shall be paid for by Goodman. Failure to provide this proof on or before December 1, 2021 shall result in Certificate Number 201122375 being administratively suspended until such time as Goodman provides the proof.

From the date the Board approves this Order, Certificate Number 201122375 shall be under a two-year probationary period and subject to the following conditions:

For the entirety of the probationary period, Goodman shall not be convicted of nor enter a guilty or no contest plea to any criminal charge(s) involving the use and/or possession of any controlled substance or alcohol. If Goodman is convicted of, or enters a guilty or no contest plea, to any criminal charge(s) involving the use and/or possession of any controlled substance or alcohol, he shall submit this information to the Board, in writing, within thirty days. Failure to comply with this condition will result in Certificate 201122375 being automatically suspended pending Board review and disposition.

For the entirety of the probationary period, Goodman shall not receive any disciplinary action from any school district in which he is employed. If Goodman fails to satisfy this condition, Certificate Number 201122375 shall be administratively suspended pending Board review and disposition.

“Disciplinary action” is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom.

Goodman is aware that should he violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

2003667 Steven Remley

Accept Agreed Order stating Remley is no longer employed in the classroom, and Certificate 199602211 has expired. Remley agrees that he shall neither apply for, nor be issued, a teaching, administrative, and/or and emergency substitute teaching certificate in the Commonwealth of Kentucky at any time in the future. Any such applications made by Remley will be automatically denied.

Remley is aware that should he violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

20071255 Carolyn Anthony

Accept Agreed Order stating Certificate Number 41413 has expired. Prior to renewal or reissuance of any certification, Anthony shall provide written proof to the Board that she has taken a course of professional development/training on the topic of classroom management as approved by the Board. Any expense for this professional development/training shall be paid for by Anthony. Failure to provide such proof prior to application for renewal or reissuance shall result in any applications for such made by Anthony being automatically denied.

Certificate Number 41413 has expired. Prior to renewal or reissuance of any certification, Anthony shall provide written proof to the Board that she has taken a course of professional development/training on the topic of educator ethics as approved by the Board. Any expense for this professional development/training shall be paid for by Anthony. Failure to provide such proof prior to application for renewal or reissuance shall result in any applications for such made by Anthony being automatically denied.

Should Anthony reapply for certification renewal or reissuance, any such certificates granted to her shall be under a two year probationary period and subject to the following condition:

Anthony shall not receive any disciplinary action related to classroom management from any school district in which she is employed. If Anthony fails to satisfy this condition, Certificate Number 41413 shall be administratively suspended pending Board review and disposition.

“Disciplinary action” is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom.

Anthony is aware that should she violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

2003705 Dalton Holt

Accept Agreed Order retroactively suspending Certificate Number 000071303’s Professional Certificate For Instructional Leadership - Principal, All Grades, Level 2 and Professional Certificate For Instructional Leadership—Supervisor of Instruction, Level 2 from February 18, 2020 to February 24, 2020.

Prior to June 1, 2021, Holt shall provide written proof to the Board that he has completed three (3) hours of professional development or training on the topic of professionalism. Holt shall pay any expense incurred. If Holt fails to satisfy this condition, Certificate Number 000071303 shall be administratively suspended until such condition is fulfilled.

Upon accepting a certified administrator position in the Commonwealth of Kentucky, Holt shall report his employment to the Board within thirty (30) days. If Holt fails to satisfy this condition, Certificate Number 000071303 shall be administratively suspended until such condition is fulfilled.

Upon accepting a certified administrator position in the Commonwealth of Kentucky, Holt shall have sixty (60) days from his hire date to provide written proof to the Board that he has completed a professional development course or training in the area of district policy and/or procedures on the student disciplinary process, as approved by the Board. Holt shall pay any expense incurred. If Holt fails to satisfy

this condition, Certificate Number 000071303 shall be administratively suspended until such condition is fulfilled.

Upon accepting a certified administrator position in the Commonwealth of Kentucky, Certificate Number 000071303's Professional Certificate For Instructional Leadership - Principal, All Grades, Level 2 and Professional Certificate For Instructional Leadership—Supervisor of Instruction, Level 2, and any further administrative endorsements, shall be subject to the following probationary condition for a period of five (5) years:

Holt shall receive no disciplinary action for neglect of duty from any school district in which he is employed during the probationary period. If Holt fails to satisfy this condition, Certificate Number 000071303's Professional Certificate For Instructional Leadership - Principal, All Grades, Level 2 and Professional Certificate For Instructional Leadership—Supervisor of Instruction, Level 2 shall be administratively suspended pending Board review and disposition.

“Disciplinary action” is defined as any termination, suspension, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom.

Holt is aware that should he violate KRS 161.120 in the future, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

2004893 Scott Lawrence

Accept Agreed Order admonishing Lawrence for exercising poor professional judgment, by yelling at his students and aggressively flipping over tables. The Board reminds Lawrence of his ethical duty to take reasonable measures to protect the health, safety and emotional well-being of his students. The Board will not tolerate any further incidents of misconduct from Lawrence.

On or before June 1, 2021, Lawrence shall submit written proof to the Board that he has completed an assessment and/or training on Anger Management, as approved by the Board. Lawrence shall pay any expense incurred. If Lawrence fails to satisfy this condition prior to June 1, 2021,

Certificate Number 200218470 shall be administratively suspended until such condition is satisfied.

On or before June 1, 2021, Lawrence shall submit written proof to the Board that he has completed professional development course on Classroom Management, as approved by the Board. Lawrence shall pay any expense incurred. If Lawrence fails to satisfy this condition prior to June 1, 2021, Certificate Number 200218470 shall be administratively suspended until such condition is satisfied.

Certificate Number 200218470 shall be subject to the following probationary conditions for a period of five (5) years:

Lawrence shall receive no disciplinary action from any school district in which he is employed during the probationary period. If Lawrence fails to satisfy this condition, Certificate Number 200218470 shall be administratively suspended pending Board review and disposition. "Disciplinary action" is defined as any termination, suspension, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom.

Lawrence is aware that should he violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

1804643 Harry Vinegar

Accept Agreed Order revoking Certificate Number 199602941, for a period of five (5) years from May 25, 2018 until May 25, 2023.

In addition to any educational and assessment requirements necessary for certification at the time, Vinegar shall comply with the following conditions prior to reissuance of Certificate Number 199602941:

1. Vinegar shall submit written proof to the Board that he has completed six (6) hours of Redbook and/or fiscal management for educators training, as approved by the Board. Vinegar shall pay any expense incurred. If Vinegar fails to satisfy this

condition, Certificate Number 199602941 shall not be reissued until such condition is satisfied.

2. Vinegar shall submit written proof to the Board that he has completed six (6) hours of educator ethics training, as approved by the Board. Vinegar shall pay any expense incurred. If Vinegar fails to satisfy this condition, Certificate Number 199602941 shall not be reissued until such condition is satisfied.

Upon reissuance, Certificate Number 199602941 and any new endorsements or new areas of certification shall be subject to the following probationary conditions for a period of three (3) years:

Vinegar shall not receive any disciplinary action involving violations of Redbook and/or mismanagement of school funds from any school district he is employed. If Vinegar fails to satisfy this condition, Certificate Number 199602941 shall be administratively suspended pending Board review and disposition.

“Disciplinary action” is defined as any termination, suspension, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom.

Vinegar is aware that should he violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

190157 Maggie Bastolla

Accept Agreed Order stating Bastolla has provided written proof to the Board that she has completed 9 hours of professional development training, including 3 hours on classroom management, 3 hours on student supervision, and 3 hours on special education. The special education training covered the topics of: Accommodations and Modifications, ADHD: Elementary Interventions, Tools for Teaching ADHD Students, and Autism Spectrum Intervention Strategies. Therefore, this case shall be dismissed.

Bastolla is aware that should she violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

20061083 Ethan Turner

Accept Agreed Order suspending Certificate number 201228105 from March 12, 2020 to March 12, 2021. Turner shall neither apply for nor be granted any teaching, administrative, or emergency substitute certificate during the suspension period.

Prior to applying for a certificate, Turner shall provide written proof to the Board that he has completed a professional development course on classroom management, as approved by the Board. Turner shall pay any expense incurred. If Turner fails to satisfy this condition, Turner's certificate shall not be reinstated.

Prior to applying for a certificate, Turner shall provide written proof to the Board that he has completed a professional development course on educator ethics, as approved by the Board. Turner shall pay any expense incurred. If Turner fails to satisfy this condition, Turner's certificate shall not be reinstated.

Once Turner accepts a certified job, Certificate Number 201228105 shall be on a two (2) year probationary period and subject to the following conditions:

1. Turner shall report to the EPSB within thirty (30) days of accepting a certified position. If Turner fails to report his certified employment, his certificate shall be administratively suspended for 30 days.
2. Turner shall not receive any disciplinary action related to inappropriate physical contact from any school district in which he is employed. If Turner fails to satisfy this condition, his certificate shall be automatically suspended pending Board review and disposition.

“Disciplinary action” is defined as any termination, suspension, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process including any

appeal therefrom. If the tribunal upholds the disciplinary action, the disciplinary action, if a termination, suspension or public reprimand shall be considered a violation of this condition.

Turner is aware that should he violate KRS 161.120 in the future, the Board shall initiate a new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

2001137 James Rudd

Accept Agreed Order stating Certificate number 201179484 is expired. Rudd agrees to neither apply for nor be issued any emergency substitute teaching certificate in his lifetime.

Vote: *Unanimous*

2004929 Dennis Davis

Accept Agreed Order stating by July 1, 2021, Davis shall provide written proof to the Board that he has completed a professional development course on professionalism. Davis shall pay any expense incurred. If Davis fails to satisfy this condition, Certificate Number 199603829 shall be administratively suspended until such condition is satisfied.

By July 1, 2021, Davis shall provide written proof to the Board that he has completed a professional development course on Educator Ethics. Davis shall pay any expense incurred. If Davis fails to satisfy this condition, Certificate Number 199603829 shall be administratively suspended until such condition is satisfied.

Upon acceptance of this agreement by the Board, Certificate Number 199603829, shall be subject to the following conditions for a period of five (5) years:

Davis shall not receive any disciplinary action from any school district in which he is employed. If Davis fails to satisfy this condition, Certificate Number 199603829 shall be automatically suspended pending Board review and disposition.

“Disciplinary action” is defined as any termination, suspension, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom. If the tribunal amends the disciplinary

action or if Respondent agrees to amend the disciplinary action through arbitration, the new disciplinary action if a termination, suspension, or public reprimand shall be considered a violation of this condition.

Davis is aware that should he violate KRS 161.120, either during or following this probationary period, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

Recommended Orders

Case Number

1908773 Lucas Gravitt

Decision

Accept the hearing officer's Findings of Fact, Conclusions of Law and Recommended Order that Certificate Number 75496 is permanently revoked. Respondent shall neither apply for, nor be issued, a teaching, administrative, and/or emergency substitute certificate in the Commonwealth of Kentucky at any time in the future. Respondent shall immediately surrender the original and all copies of his certificate, by personal delivery or first class mail, to the Education Professional Standards Board, 300 Sower Blvd., 5th Floor, Frankfort, KY 40601.

Vote: *Unanimous*

2001295 Neal McKinney

Accept the hearing officer's Findings of Fact, Conclusions of Law and Recommended Order that Respondent shall not be issued any teaching, administrative, or emergency certificate in the Commonwealth of Kentucky at any time in the future. Any future application submitted by Respondent, or on his behalf, shall be denied.

Vote: *Unanimous*

17071271 Michael Jenkins

Accept the hearing officer's Findings of Fact, Conclusions of Law and Recommended Order that Certificate Number 199940023 is expired. Respondent, Michael Alan Jenkins, shall neither apply for nor be issued any teaching, administrative, or emergency certificate in the Commonwealth of Kentucky at any time in the future. Any future application submitted by Respondent, or on his behalf, shall be denied.

Vote: *Unanimous*

18101275 Robert Mudd

Accept the hearing officer's Findings of Fact, Conclusions of Law and Recommended Order that Certificate Number 200223057 issued to Robert Mudd shall be suspended for a period of one year.

Robert Mudd is not currently employed in the classroom. Prior to reinstatement, Robert Mudd shall provide written proof to the Board that he has taken a course of training/professional development on the subject of educator ethics. Any cost for the training/professional development shall be paid for by Respondent. Certificate Number 200223057 shall not be reinstated until such condition is satisfied.

Robert Mudd is not currently employed in the classroom. Prior to reinstatement, Robert Mudd shall provide written proof to the Board that he has undergone a comprehensive alcohol/substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor, as approved by the Board. Any expense for the assessment and written reports shall be paid by Respondent. Certificate Number 200223057 shall not be reinstated until such condition is satisfied.

If Respondent's chemical dependency counselor makes any treatment recommendations, Robert Mudd shall comply with the treatment recommendations. Robert Mudd shall submit quarterly written progress reports from his counselor to the Board until such time as the counselor releases him from treatment. Any expense for the treatment and/or written reports shall be paid by Respondent. Failure to comply with this condition will result in Robert Mudd's certificate being automatically suspended until Respondent is in compliance.

Upon reinstatement, Certificate Number 200223057 shall be remain under a two (2) year probationary period and subject to the following condition:

Respondent shall not receive any disciplinary action relating to alcohol or controlled substances from any school district in which he is employed. If Respondent fails to satisfy this condition, Certificate Number 200223057 shall be administratively suspended pending Board review and disposition. For purposes of this paragraph "Disciplinary

action” is defined as any suspension, termination, or public reprimand issued by any school district in the Commonwealth of Kentucky and upheld, if requested, by either a tribunal and/or arbitration process, including any appeal therefrom.

Vote: *Unanimous*

Motion made by Mr. Scrivner seconded by Mr. Mitchell, to adjourn the meeting.

Vote: *Unanimous*

Meeting adjourned at 12:57 p.m.

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Consent Item:

2020-2021 Emergency Non-Certified School Personnel Program

Staff's Recommendation:

The Education Professional Standards Board (EPSB) should approve Clinton County's application for the Emergency Non-Certified School Personnel Program for the 2020-2021 school year.

Rationale:

The district has met the requirements of 16 KAR 2:030.

Action Question:

Should the EPSB approve the local school district's application for the Emergency Non-Certified School Personnel Program for the 2020-2021 school year?

Applicable Statutes and Regulation:

16 KAR 2:030

History/Background:

Existing Policy: 16 KAR 2:030, Section 3, provides that if a district is unable to employ a substitute teacher using the priority selection process, a district may utilize a person through the Emergency Noncertified School Personnel Program. A district seeking participation in this program shall apply to and receive approval from the EPSB on an annual basis. For initial participation, the district's application shall demonstrate need, list the recruitment efforts and plans, and outline a minimum eighteen-hour orientation program that includes an emphasis on student safety, district policies and procedures. A district that was approved by the EPSB to operate an Emergency Noncertified School Personnel Program the preceding year may request renewal for continuation of the program. Renewal shall be contingent upon demonstration of the continued need for the program and successful evaluation of the previous year's program pursuant to reporting requirements.

Summary: Clinton County Schools is seeking initial participation in the Emergency Noncertified School Personnel Program. Staff has reviewed the application and found that the district met the requirements of 16 KAR 2:030. Therefore, staff is recommending Clinton County Schools for inclusion in the program for the 2020-2021 school year.

Budget Impact: There is no budgetary impact.

Contact Person:

Todd Davis, Director
Division of Educator Preparation and Certification
Office of Educator Licensure and Effectiveness
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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Information Item:

16 KAR 6:010, Assessment Prerequisites for Teacher Certification, Amendment

Rationale:

The proposed amendment would update 16 KAR 6:010 to reflect the new Praxis II Assessments developed by the Educational Testing Service (ETS). Some of the assessments currently listed in 16 KAR 6:010 will be discontinued in August 2021.

Applicable Statute or Regulation:

KRS 161.020, KRS 161.028, KRS 161.030, 16 KAR 6:010

History/Background:

Existing Policy: KRS 161.028(1)(a) authorizes the Education Professional Standards Board (EPSB) to establish standards and requirements for obtaining and maintaining a teaching certificate. KRS 161.030(3) and (4) require the EPSB to select the appropriate assessments required prior to teacher certification. 16 KAR 6:010 establishes the examination prerequisites for teacher certification.

Summary: The proposed amendment to the regulation would update certain Praxis II assessments to the new version and includes new tests for certification areas that previously did not have a test. The amendment also allows for adoption of the recommended cut-scores set by ETS. Some cut scores are not available at this time. The multi-state standard setting study (MSSS) will be conducted within the next month or two. This is when the cut scores will be determined. Those scores will be presented to the EPSB for adoption during the second reading of the regulation.

The proposed amended regulation is included for EPSB review. Below is a summary of the test changes included in the amendment:

Revised Tests:

- Middle School Mathematics (5164) replaces Middle School Mathematics (5169) – no cut score at this time
- Middle School Science (5442) – 152, replaces Middle School Science (5440) – 150
- Mathematics (5165) replaces Mathematics: Content Knowledge (5161) – no cut score at this time
- Reading Specialist (5302) – 165, replaces Reading Specialist (5301) – 164
- Teaching Reading: K-12 (5206) – 156, replaces Teaching Reading (5204) – 153
- Education of Young Children (5024) – 160, replaces Interdisciplinary Early Childhood Education (5023) - 166

New Tests:

- Japanese: World Language (5661) – no cut score at this time

- Music: Instrumental and General Knowledge (5115) replaces Music: Content and Analysis (5114) – no cut score at this time
- Music: Vocal and General Knowledge (5116) replaces Music: Content and Analysis (5114) – no cut score at this time

Budget Impact: There is no budgetary impact.

Contact Person:

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1 EDUCATION AND WORKFORCE DEVELOPMENT CABINET

2 Education Professional Standards Board

3 (Amendment)

4 16 KAR 6:010. Assessment prerequisites for teacher certification.

5 RELATES TO: KRS 161.020, 161.028(1), 161.030(3), (4)

6 STATUTORY AUTHORITY: KRS 161.028(1)(a), 161.030(3), (4)

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 161.028(1)(a) authorizes the Educa-
8 tion Professional Standards Board (**EPSB**) to establish standards and requirements for obtaining
9 and maintaining a teaching certificate. KRS 161.030(3) and (4) require the **EPSB**~~[Education Pro-
10 fessional Standards Board]~~ to select the appropriate assessments required prior to teacher certifi-
11 cation. This administrative regulation establishes the examination prerequisites for teacher certi-
12 fication.

13 Section 1. A teacher applicant for certification shall successfully complete the applicable as-
14 sessments identified in this administrative regulation prior to Kentucky teacher certification.

15 Section 2. The **EPSB**~~[Education Professional Standards Board]~~ shall require the assessment
16 or assessments and passing scores identified in this section for each new teacher applicant and
17 each teacher seeking an additional certificate. (1) An applicant for Interdisciplinary Early Child-
18 hood Education certification (birth to primary) shall take **“Education of Young Children (5024)**
19 **– 160”** ~~["Interdisciplinary Early Childhood Education (5023)" – 166.]~~

20 (2) An applicant for Elementary certification (grades P-5) shall take "Elementary Education:
21 Multi-Subjects Test (5001)" with the following passing scores on the corresponding assessment

1 sections:

2 (a) "Elementary Education: Reading and Language Arts (5002)" - 157;

3 (b) "Elementary Education: Mathematics (5003)" - 157;

4 (c) "Elementary Education: Social Studies (5004)" - 155; and

5 (d) "Elementary Education: Science (5005)" - 159.

6 (3) An applicant for certification at the middle school level (grades 5 through 9) shall take the
7 content assessment or assessments based on the applicant's content area or areas with the corre-
8 sponding passing scores as identified in this subsection:

9 (a) Middle School English and Communications: "Middle School English Language Arts
10 (5047)" - 164;

11 (b) Middle School Mathematics: **"Middle School Mathematics (5164)"** – ~~["Middle School~~
12 ~~Mathematics (5169)"—165];~~

13 (c) Middle School Science:

14 **"Middle School Science (5442)" – 152**~~["Middle School Science (5440)"—150]; or~~

15 (d) Middle School Social Studies:

16 "Middle School Social Studies (5089)": - 149.

17 (4) An applicant for certification at the secondary level (grades 8 through 12) shall take the
18 content assessment or assessments corresponding to the applicant's content area or areas with the
19 passing scores identified in this subsection:

20 (a) Biology:

21 "Biology: Content Knowledge (5235)" - 146;

22 (b) Chemistry:

23 "Chemistry: Content Knowledge (5245)" - 147;

- 1 (c) Earth Science:
2 "Earth and Space Sciences: Content Knowledge (5571)" - 147;
- 3 (d) English: "English Language Arts: Content and Analysis (5039)" - 168;
- 4 (e) Mathematics: **"Mathematics (5165)"** – ~~["Mathematics: Content Knowledge (5161)"~~
5 ~~460]~~;
- 6 (f) Physics: "Physics: Content Knowledge (5265)" - 133; or
- 7 (g) Social Studies:
8 "Social Studies: Content and Interpretation (5086)" - 153.
- 9 (5) An applicant for certification in all grades shall take the content assessment or assessments
10 corresponding to the applicant's area or areas of specialization identified in this subsection, and,
11 if a passing score is established in this subsection, the applicant shall achieve the passing score or
12 higher:
- 13 (a) Art:
14 "Art: Content and Analysis (5135)" - 161;
- 15 (b) Chinese: "Chinese (Mandarin): World Language (5665)" - 164;
- 16 (c) French: "French: World Language (5174)" - 162;
- 17 (d) German: "German: World Language (5183)" - 163;
- 18 **(e) Japanese: "Japanese: World Language (5661)" - ;**
- 19 **(f)**~~(e)~~ Health: "Health Education (5551)" – 155;
- 20 **(g)**~~(f)~~ Health and Physical Education:
21 1. "Health and Physical Education: Content Knowledge (5857)" – 160; and
22 2."Physical Education: "Physical Education: Content and Design (5095)" – 169;
- 23 **(h)**~~(g)~~ Integrated Music:

1 "Music: Content and Instruction (5114)" - 162;

2 **(i)**~~(h)~~ Instrumental Music:

3 **"Music: Instrumental and General Knowledge (5115)"** - ~~["Music: Content and Analysis~~
4 ~~(5114)"—162];~~

5 **(j)**~~(i)~~ Vocal Music:

6 **"Music: Vocal and General Knowledge (5116)"**- ~~["Music: Content and Analysis (5114)"~~
7 ~~—162];~~

8 **(k)**~~(j)~~ Latin:

9 "Latin (5601)" – 166;

10 **(l)**~~(k)~~ Physical Education:

11 "Physical Education: Content and Design (5095)" - 169;

12 **(m)**~~(l)~~ School Media Librarian:

13 "Library Media Specialist (5311)" - 156;

14 **(n)**~~(m)~~ School Psychologist:

15 "School Psychologist (5402)" – 147; or

16 **(o)**~~(n)~~ Spanish: "Spanish: World Language (5195)" - 168.

17 (6) Except as provided in subsection (7) of this section, an applicant for certification for
18 teacher of exceptional children in Communication Disorders, Learning and Behavior Disorders,
19 Hearing Impaired, Hearing Impaired with Sign Proficiency, Visually Impaired, or Moderate and
20 Severe Disabilities shall take the content assessment or assessments based on the applicant's area
21 or areas of specialization with the corresponding passing scores as identified in this subsection:

22 (a) Communication Disorders:

23 1. "Special Education: Core Content Knowledge and Applications (5354)" - 151; and

- 1 2. "Speech-Language Pathology (5331)" – 162;
- 2 (b) Hearing Impaired:
- 3 1. "Special Education: Core Knowledge and Applications (5354)" - 151; and
- 4 2. "Special Education: Education of Deaf and Hard of Hearing Students (5272)" – 160;
- 5 (c) Hearing Impaired With Sign Proficiency:
- 6 1. "Special Education: Core Knowledge and Applications (5354)" – 151;
- 7 2. "Special Education: Education of Deaf and Hard of Hearing Students (5272)" -160; and
- 8 3. "American Sign Language Proficiency Interview (ASLPI)" – 3+;
- 9 (d) Learning and Behavior Disorders:
- 10 "Special Education: Core Knowledge and Mild to Moderate Applications (5543)" - 158;
- 11 (e) Moderate and Severe Disabilities:
- 12 "Special Education: Core Knowledge and Severe to Profound Applications (5545)" - 158; or
- 13 (f) Visually Impaired:
- 14 1. "Special Education: Core Knowledge and Applications (5354)" - 151; and
- 15 2. "Special Education: Teaching Students with Visual Impairments (5282)" – 163.
- 16 (7) A holder of an exceptional child certificate in Learning and Behavior Disorders or Moder-
- 17 ate and Severe Disabilities who is seeking additional certification for any exceptional children
- 18 teaching certificate listed in subsection (6) of this section shall not be required to take "Special
- 19 Education: Core Knowledge and Applications (5354)".
- 20 (8)(a) Except as provided in paragraph (b) of this subsection, an applicant for Career and
- 21 Technical Education certification to teach in grades 5 - 12 shall take the content assessment or
- 22 assessments corresponding to the applicant's area or areas of specialization identified in this par-
- 23 agraph, and, if a passing score is established in this paragraph, the applicant shall achieve the

1 passing score or higher:

2 1. Agriculture:

3 "Agriculture (5701)" – 147;

4 2. Business and Marketing Education:

5 "Business Education (5101)" - 154;

6 3. Family and Consumer Science:

7 "Family and Consumer Sciences (5122)" – 153; or

8 4. Engineering and Technology Education:

9 "Technology Education (5051)" -159.

10 (b) An applicant for Industrial Education shall take the content assessment or assessments cor-
11 responding to the applicant's area or areas of specialization with the passing scores identified in
12 16 KAR 6:020.

13 (9) An applicant for a restricted base certificate in the following area or areas shall take the
14 content assessment or assessments based on the applicant's area or areas of specialization with
15 the corresponding passing scores as identified in this subsection:

16 (a) English as a Second Language:

17 1. Until August 31, 2017: "English to Speakers of Other Languages (5361)" - 157; or

18 2. Beginning September 1, 2017: "English to Speakers of Other Languages (5362)" – 155;

19 (b) Speech/Media Communications:

20 "Speech Communication (5221)" – 146; or

21 (c) Theater:

22 "Theatre (5641)" - 162.

23 (10) An applicant for an endorsement in the following content area or areas shall take the con-

1 tent assessment or assessments based on the applicant's area or areas of specialization with the
2 passing scores identified in this subsection:

3 (a) American Sign Language: "American Sign Language Proficiency Interview (ASLPI)" -
4 3+;

5 (b) English as a Second Language:

6 1. Until August 31, 2017: "English to Speakers of Other Languages (5361)" – 157; or

7 2. Beginning September 1, 2017: "English to Speakers of Other Languages (5362)" – 155;

8 (c) Learning and Behavior Disorders, grades 8 - 12:

9 "Special Education: Core Knowledge and Mild to Moderate Applications (5543)" - 158;

10 (d) Literacy Specialist:

11 **“Reading Specialist (5302)” - 165**~~["Reading Specialist (5301)"—164]~~;

12 (e) Gifted Education, grades primary - 12:

13 "Gifted Education (5358)" – 157; or

14 (f) Reading Primary through Grade 12:

15 **“Teaching Reading: K-12 (5206)” – 156**~~["Teaching Reading (5204)"—153]~~.

16 Section 3. In addition to the content area assessment or assessments established in Section 2
17 of this administrative regulation, each new teacher shall take the pedagogy assessment and meet
18 the passing score identified in this section that corresponds to the grade level of certification
19 sought. If a certified teacher is seeking additional certification in any area, the applicant shall not
20 be required to take an additional pedagogy assessment.

21 (1) An applicant for Elementary certification (grades primary – 5) shall take "Principles of
22 Learning and Teaching: Grades kindergarten - 6 (5622)" - 160.

23 (2) An applicant for certification at the middle school level (grades 5 through 9) shall take

1 "Principles of Learning and Teaching: Grades 5 - 9 (5623)" - 160.

2 (3) An applicant for certification at the secondary level (grades 8 through 12) shall take "Prin-
3 ciples of Learning and Teaching: Grades 7 - 12 (5624)" - 160.

4 (4) An applicant for certification in all grades with a content area identified in Section 2(5) of
5 this administrative regulation shall take one (1) of the following assessments and achieve the cor-
6 responding passing score or higher:

7 (a) "Principles of Learning and Teaching: Grades kindergarten – 6 (5622)" - 160;

8 (b) "Principles of Learning and Teaching: Grades 5 – 9 (5623)" - 160; or

9 (c) "Principles of Learning and Teaching: Grades 7 - 12 (5624)" - 160.

10 (5) An applicant applying only for certification for teacher of exceptional children shall not be
11 required to take a separate pedagogy assessment established in this section. The content area as-
12 sessment or assessments established in Section 2 of this administrative regulation shall fulfill the
13 pedagogy assessment requirement for a teacher of exceptional children.

14 (6) An applicant for Career and Technical Education certification in grades 5 through 12 shall
15 take one (1) of the following assessments and receive the identified passing score:

16 (a) "Principles of Learning and Teaching: Grades kindergarten - 6 (5622)" - 160;

17 (b) "Principles of Learning and Teaching: Grades 5 - 9 (5623)" - 160; or

18 (c) "Principles of Learning and Teaching: Grades 7 - 12 (5624)" - 160.

19 Section 4. Assessment Recency. (1) A passing score on an assessment established at the time
20 of administration shall be valid for the purpose of applying for certification for five (5) years
21 from the assessment administration date.

22 (2) A teacher who fails to complete application for certification to the EPSB~~Education Pro-~~
23 ~~fessional Standards Board~~ within the applicable recency period of the assessment and with the

1 passing score established at the time of administration shall retake the applicable assessment or
2 assessments and achieve the passing score or scores required for certification at the time of ap-
3 plication.

4 (3) The assessment administration date shall be established by the Educational Testing Ser-
5 vice or other authorized test administrator.

6 Section 5. (1) An applicant for initial certification shall take the assessments on a date estab-
7 lished by:

8 (a) The Educational Testing Service; or

9 (b) The agency established by the EPSB~~[Education Professional Standards Board]~~ as the au-
10 thorized test administrator.

11 (2) An applicant shall authorize assessment results to be forwarded by the Educational Testing
12 Service, or other authorized test administrator, to the EPSB~~[Education Professional Standards
13 Board]~~ and to the teacher preparation institution where the applicant received the relevant train-
14 ing.

15 (3)(a) Public announcement of assessment dates and locations shall be issued sufficiently in
16 advance of assessment dates to permit advance registration.

17 (b) An applicant shall seek information regarding the dates and location of the assessments
18 and make application for the appropriate assessment prior to the deadline established and suffi-
19 ciently in advance of anticipated employment to permit assessment results to be received by the
20 EPSB~~[Education Professional Standards Board]~~ and processed in the normal certification cycle.

21 Section 6. An applicant shall pay the assessment fee established by the Educational Testing
22 Service or other authorized test administrator for each relevant assessment required to be taken.

23 Section 7. An applicant who fails to achieve at least the minimum passing score on any of the

1 applicable assessments may retake the assessment.

2 Section 8. The EPSB~~[Education Professional Standards Board]~~ in conjunction with Kentucky
3 Center for Education and Workforce Statistics shall collect data and conduct analyses of the
4 scores and institutional reports provided by the Educational Testing Service or other authorized
5 test administrator to determine the impact of these assessments.

DRAFT

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Information Item:

16 KAR 3:060, School Counselor, Provisional and Standard Certificates, Amendment

Rationale:

The proposed amendment would update 16 KAR 3:060 to reflect the current state standards for the preparation of school counselors. The amendment also contains recommended certification changes to update the title of the certificate and expand renewal options.

Applicable Statute or Regulation:

KRS 156.101, KRS 156.160, KRS 161.020, KRS 161.028, KRS 161.030, 16 KAR 3:060

History/Background:

Existing Policy: KRS 161.028 authorizes the Education Professional Standards Board (EPSB) to establish standards and requirements for obtaining and maintaining a teaching certificate and for programs of preparation for teachers and other professional school personnel. KRS 161.030 requires all certificates issued under KRS 161.010 to 161.126 to be issued in accordance with the administrative regulations of the EPSB. 16 KAR 3:060 establishes the preparation and certification standards for school counselors, all grades.

In August 2019, the EPSB approved the Kentucky Standards for School Counselor Preparation Programs which had been aligned with the Kentucky Department of Education School Counselor Practice Standards and the National Council for the Accreditation of Counseling and Related Education Programs (CACREP) Standards. The previous Kentucky Standards for Guidance Counseling Programs were incorporated by reference in 16 KAR 5:010 as part of the accreditation and program review requirements.

Summary: The amendment to 16 KAR 3:060 is included for EPSB review. The updates in this amendment include:

- Changing the name of the certificate and program from guidance counselor to school counselor;
- Incorporating by reference the Kentucky Standards for School Counselor Preparation Programs;
- Removing the references to application forms; and
- Expanding the renewal requirements of both the provisional and standard certificates.

The amendment to 16 KAR 3:060 proposes to allow candidates to renew the provisional certificate on a minimum of three hours of graduate credit. Those candidates who have completed all coursework for the standard school counselor program but have not yet completed the employment

experience would be able to renew the provisional school counselor certificate upon meeting the renewal requirements for the applicant's teaching certificate.

The amendment also aligns the renewal requirements for the standard certificate with the renewal requirements for advanced educational leaders by allowing for renewal based on two years of experience, six hours of graduate credit or the requisite Effective Instructional Leadership Act (EILA) hours. It also lowers the number of graduate hours required for reissuance of the provisional and standard certificate to six hours.

Budget Impact: There is no budgetary impact.

Groups Consulted and Brief Summary of Responses:

School Counselor Standards Review Committee
Educator Preparation Providers with School Counselor programs

Contact Person:

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Division of Educator Preparation and Certification
Office of Educator Licensure and Effectiveness
(502) 564-4606
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1 EDUCATION AND WORKFORCE DEVELOPMENT CABINET

2 Education Professional Standards Board

3 (Amendment)

4 16 KAR 3:060. School[~~Guidance~~] counselor, provisional and standard certificates, all grades.

5 RELATES TO: KRS 156.101, 156.160, 161.020, 161.028, 161.030

6 STATUTORY AUTHORITY: KRS 161.020, 161.028, 161.030

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 161.028(1) authorizes the Education
8 Professional Standards Board(EPSB) to establish standards and requirements for obtaining and
9 maintaining a teaching certificate and for programs of preparation for teachers and other professional
10 school personnel, and KRS 161.030(1) requires all certificates issued under KRS 161.010 to 161.126
11 to be issued in accordance with the administrative regulations of the EPSB[~~board~~]. This administra-
12 tive regulation establishes the preparation and certification program for school[~~guidance~~] counselors,
13 at all grade levels.

14 Section 1. Conditions and Prerequisites. (1) The provisional and standard certificate for
15 school[~~guidance~~] counselor shall be issued in accordance with KRS Chapter 161 and 16 KAR Chap-
16 ters 3 and 6 to an applicant who has completed the approved program of preparation which corre-
17 sponds to the certificate at an educator preparation[~~a teacher education~~] institution approved in
18 accordance with 16 KAR 5:010.

19 (2) The school[~~guidance~~] counseling program shall be subject to the program approval require-
20 ments established in 16 KAR 5:010 and shall incorporate the Kentucky Standards of Preparation
21 for School Counselor Programs[~~Kentucky Standards For Guidance Counselor Programs incorpo-~~

1 ~~rated by reference in 16 KAR 5:010].~~

2 (3) The provisional and standard certificate for school[guidance] counselor established under this
3 administrative regulation shall be valid for the position of school[guidance] counselor for all grade
4 levels, primary through grade twelve.

5 Section 2. (1) The provisional certificate for school[guidance] counselor shall be issued to an ap-
6 plicant **who meets the requirements of 16 KAR 2:010, Section 3(1), and has completed** [~~upon~~
7 ~~completion of~~] an approved master's level program in guidance counseling.

8 (2) The provisional certificate for school[guidance] counselor shall be issued for a period of five
9 (5) years and may be renewed upon application to the EPSB[board], **compliance with 16 KAR**
10 **2:010, Section 3(1)**, [~~using the "Form TC 2, Application for Certificate Renewal Duplicate," incor-~~
11 ~~porated by reference in 16 KAR 2:090,~~] and submission of proof of the completion of a minimum of
12 **three (3)**[~~nine (9)~~] semester hours of graduate credit in the areas of counseling or school[guidance]
13 counseling.

14 **(2) An applicant with a valid Kentucky teaching certificate who has completed the course-**
15 **work for the standard certificate for school counselor, but has not met the employment re-**
16 **quirements of Section 3 of this administrative regulation, may renew the provisional school**
17 **counselor certificate upon meeting the requirements of 16 KAR 4:060 for the renewal of the**
18 **applicant's teaching certificate.**

19 ~~(4)~~~~(3)~~ If there is a lapse of a provisional certificate for school[guidance] counselor for lack of
20 meeting the renewal requirements, certification may be reissued at a later date upon application to
21 the EPSB[board], **compliance with 16 KAR 2:010, Section 3(1)**, [~~using the "Form TC 2, Applica-~~
22 ~~tion for Certificate Renewal/Duplicate," incorporated by reference in 16 KAR 2:090,~~] and the sub-
23 mission of proof of the completion of a minimum of **six**[~~nine (9)~~] semester hours of graduate credit

1 ~~[for each five (5) year period of validity or period of lapse of the guidance counselor certificate. The~~
2 ~~graduate credit shall be]~~ in the areas of counseling or school[guidance] counseling.

3 Section 3. (1) The standard certificate for school[guidance] counselor shall be issued to an appli-
4 cant who meets who meets the requirements of 16 KAR 2:010, Section 3(1) and one of the fol-
5 lowing qualification options:

6 (a) Option I:

7 1. Successful completion of an approved master's level program in school[guidance] counseling;

8 2. Successful completion of an additional three (3) to six (6) credit hours from an approved grad-
9 uate level counseling or school[guidance] counseling program.

10 3. One (1) year of full time employment as a provisionally- certified school[guidance] counselor
11 in a public school or nonpublic school which meets the state performance standards as established in
12 KRS 156.160 or which has been accredited by a regional or national accrediting association;

13 4. A valid Kentucky Professional teaching certificate; and

14 5. A minimum of one (1) year of full time classroom teaching experience on a Professional
15 Teaching Certificate in a public school or a nonpublic school which meets the state performance
16 standards as established in KRS 156.160 or which has been accredited by a regional or national ac-
17 crediting association; or

18 (b) Option II:

19 1. Successful completion of an approved master's level program in school[guidance] counseling;

20 2. Successful completion of an additional three (3) to six (6) credit hours from an approved grad-
21 uate level counseling or school[guidance] counseling program; and

22 3. A minimum of two (2) years of successful employment as a [~~provisionally~~] full-time provi-
23 sionally certified school[guidance] counselor.

1 (2) The standard certificate for school[~~guidance~~] counselor shall be issued for a period of five (5)
2 years and shall be renewed subsequently for five (5) year periods upon application to the EPSB,
3 compliance with 16 KAR 2:010, Section 3(1), and completion of: ~~by September 1 of the year of~~
4 ~~expiration, the Effective Instructional Leadership Act (EILA) hours as specified by the Kentucky~~
5 ~~Department of Education in KRS 156.101. It shall be the responsibility of the guidance counselor to~~
6 ~~provide documentation of this training to the local school superintendent who recommends certifi-~~
7 ~~cate renewal.]~~

8 (a) Two (2) years of experience as a certified school counselor;

9 (b) Three (3) semester hours of additional graduate credit in counseling or school counsel-
10 ing; or

11 (c) The Effective Instructional Leadership Act hours as specified by the Kentucky Depart-
12 ment of Education in KRS 156.101. It shall be the responsibility of the school counselor to pro-
13 vide documentation of this training to the local school superintendent who recommends certifi-
14 cate renewal.

15 (3) If there is a lapse in the standard certificate for school[~~guidance~~] counselor for lack of meeting
16 renewal requirements, the certificate may be reissued at a later date upon application to the EPSB,
17 compliance with 16 KAR 2:010, Section 3(1), and completion of [by first completing] twelve (12)
18 clock hours of counselor role specific training for each year since the expiration of the certificate up
19 to a maximum of seventy-five (75) clock hours or six[~~nine (9)~~] semester hours of additional graduate
20 credit appropriate to position of school[~~guidance~~] counselor.

21 [Section 4. Implementation Dates. (1) The provisions for the issuance of the provisional and
22 standard certificate for guidance counselor, all grades, shall apply to a student admitted to a program
23 of preparation beginning September 1, 2003.

1 —(2)(a) A candidate admitted by September 1, 2003 to an approved preparation program for guid-
2 ance counselor shall complete the program by December 31, 2006.

3 —(b) A candidate formally admitted by September 1, 2003, to an approved preparation program for
4 guidance counselor shall be eligible for the guidance counselor certificate, all grades upon:

5 —1. Completion of the program in which the candidate is enrolled as identified in this subsection;

6 —2. Successful completion of an approved additional three (3) to six (6) credit hours from an ap-
7 proved graduate level counseling or guidance counseling program. The additional graduate semester
8 hours shall be designed to address content of the preparation program not previously addressed and
9 which provides the candidate with knowledge relevant to counseling all grades; and

10 —3. A recommendation from the institution of higher education for the appropriate certificate.

11 —(3) An individual who holds a valid Kentucky provisional or standard guidance counselor certifi-
12 cate, grades K-8, grades 7-12, or grades 5-12 shall be eligible to extend that certificate to a provi-
13 sional or standard guidance counselor certificate, all grades, upon application and proof of the fol-
14 lowing:

15 —(a) Successful completion of an additional three (3) to six (6) credit hours from an approved grad-
16 uate level counseling or guidance counseling program. The additional graduate semester hours shall
17 be designed to address content of the preparation program not already addressed and for the grade
18 range sought by the extension; and

19 —(b) Recommendation from the institution of higher education for the appropriate certificate.]

20 **Section 4**[Section 5]. Validity of Prior Certificates. (1) A valid Provisional or Standard Certificate
21 for Guidance Counselor grades K-8, **5-12, or 7-12** issued prior to August 5, 2005 shall be valid for
22 the position of **school**[guidance] counselor for **any**[grades K-8 and also for any other] school con-
23 figurations **containing**[having] **at least one grade level listed on the certificate.**[sequential combi-

1 nation of the grades K-12 that includes any grade K-8.]

2 **(2) An individual who holds a valid Kentucky provisional or standard guidance counselor**
3 **certificate, grades K-8, grades 7-12, or grades 5-12 shall be eligible to extend that certificate to**
4 **a provisional or standard school counselor certificate, all grades, upon application to the**
5 **EPSB, compliance with 16 KAR 2:010, Section 3(1), and proof of the following:**

6 **(a) Successful completion of a minimum three (3) credit hours from an approved graduate**
7 **level counseling or school counseling program. The additional graduate semester hours shall**
8 **be designed to address content of the preparation program not previously addressed and**
9 **which provides the candidate with knowledge relevant to counseling all grades; and**

10 **(b) A recommendation from the institution of higher education for the appropriate certifi-**
11 **cate.**

12 [~~(2) A valid Provisional or Standard Certificate for Guidance Counselor grades 5-12 issued prior~~
13 ~~August 5, 2005 shall be valid for the position of guidance counselor for grades 5-12 and also for any~~
14 ~~other school configurations having sequential combination of the grades K-12 that includes any~~
15 ~~grade 5-12.~~

16 ~~—(3) A valid Provisional or Standard Certificate for Guidance Counselor grades 7-12 issued prior~~
17 ~~to August 5, 2005 shall be valid for the position of guidance counselor for grades 7-12 and also for~~
18 ~~any other school configurations having sequential combination of the grades K-12 that includes any~~
19 ~~grade 7-12.]~~

20 **Section 5. Incorporation by Reference. (1) The following material is incorporated by refer-**
21 **ence:**

22 **(a) “Kentucky Standards of Preparation for School Counselor Programs”, 2019.**

23 **(2) This material may be inspected, copied, or obtained, subject to applicable copyright law**

- 1 **at the Education Professional Standards Board, 300 Sower Boulevard, 5th Floor, Frankfort,**
- 2 **Kentucky, 40601, Monday through Friday, 8 a.m. to 4:30 p.m.**

DRAFT

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Information Item:

16 KAR 9:090. University Based Alternative Certification Program for Teachers of World Languages, Amendment

Rationale:

The proposed amendment is necessary to ensure that 16 KAR 9:090 remains in effect. The amendment also updates the regulation to align with current certification practices and removes the reference to an outdated application.

Applicable Statute or Regulation:

KRS 13A.3102, KRS 13A.3104, KRS 161.028, KRS 161.030, KRS 161.048, 16 KAR 9:090

History/Background:

Existing Policy: KRS 13A.3102(2) provides that “An ordinary administrative regulation with a last effective date before March 1, 2013, shall expire on March 1, 2020, except as provided by the certification process in KRS 13A.3104.” KRS 13A.3104 sets forth the certification process that an agency must follow to avoid the expiration of an administrative regulation. This process requires the agency to review the administrative regulation in its entirety for compliance with current law governing the subject matter of the administrative regulation and file a letter with the regulations compiler prior to the expiration date, stating whether the administrative regulation shall be amended or remain in effect without amendment. If the certification letter states that the administrative regulation will be amended, the Education Professional Standards Board (EPSB) must file an amendment to the administrative regulation within eighteen (18) months of the date the certification letter was filed.

The EPSB certified 16 KAR 9:090 with the intent to amend on February 26, 2020 and must file an amendment to the regulation on or before August 26, 2021. This regulation establishes the program requirements and candidate qualifications for the university-based alternative certification program for teachers of world languages and the requirements for issuance of a temporary provisional certificate to teach world languages.

Summary: The proposed amendment to 16 KAR 9:090 removes the reference to an outdated application, states the required grade point average for admission to the program and clarifies the requirements for the evaluation of international transcripts. The amended regulation is included for EPSB review.

Budget Impact: There is no budgetary impact.

Contact Person:

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1 EDUCATION AND WORKFORCE DEVELOPMENT CABINET

2 EDUCATION PROFESSIONAL STANDARDS BOARD

3 (Amendment)

4 16 KAR 9:090. University based alternative certification program for teachers of world lan-
5 guages.

6 RELATES TO: KRS 161.020, 161.028, 161.030, 161.048, 161.1221

7 STATUTORY AUTHORITY: KRS 161.028, 161.030, 161.048

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 161.028 and 161.030 authorize the
9 Education Professional Standards Board (**EPSB**) to establish standards and requirements for ob-
10 taining and maintaining a teaching certificate and to set standards to approve and evaluate educa-
11 tor preparation programs. KRS 161.048(7) authorizes the **EPSB**~~Education Professional Stand-~~
12 ~~ards Board~~] to approve alternative programs that enroll students in postbaccalaureate educator
13 preparation programs concurrently with employment as a teacher in a local school district. This
14 administrative regulation establishes the program requirements and candidate qualifications for
15 the university-based alternative certification program for teachers of world languages and the re-
16 quirements for issuance of a temporary provisional certificate to teach world languages.

17 Section 1. Definitions. (1) "University-based alternative certification program" means a post-
18 baccalaureate educator preparation program that enrolls a teacher candidate concurrently with
19 employment as a teacher in a local school district.

20 (2) "World language" means any currently spoken and written language other than English.

1 Section 2. An accredited college or university, or a consortium of institutions, may apply to
2 the **EPSB**~~[Education Professional Standards Board]~~ for approval to provide a university based
3 alternative certification program for teachers of world languages if the college, university, or
4 consortium meets the requirements established in Section 4(1) of this administrative regulation.

5 Section 3. Admission Requirements. To be admitted to a postbaccalaureate educator prepara-
6 tion program that enrolls a candidate concurrently with employment as a teacher of world lan-
7 guage, the individual shall have:

8 (1) A bachelor's degree from an accredited college or university with **a minimum cumula-**
9 **tive grade point average of 2.75 on a 4.0 scale or a 3.00 on a 4.0 scale on the last thirty (30)**
10 **hours of credit completed, including undergraduate and graduate coursework**~~[the required~~
11 ~~cumulative grade point average]; and~~

12 (2) Successful completion of the program's approved assessments to measure proficiency for
13 program admission as established in Section 4(1)(a) of this administrative regulation.

14 Section 4. University Requirements. (1) In addition to the standards for program approval es-
15 tablished in 16 KAR 5:010, the university based alternative certification program for teachers of
16 world languages shall:

17 (a) Select assessments to measure proficiency for program admission, which shall include:

18 1. A nationally recognized assessment for written and oral proficiency in the world language
19 area in which the candidate is seeking certification; and

20 2. A nationally recognized assessment for oral and written proficiency in English language
21 usage;

22 (b) Establish a protocol to assess a candidate's educational background to develop a plan of
23 coursework that shall adequately prepare the candidate for successful completion of the require-

1 ments for program completion and certification for the areas and grades that correspond with the
2 candidate's school placement;

3 (c) Design coursework and mentoring to permit a candidate to maintain employment in an el-
4 igible position and successfully complete any applicable assessments, including internship pro-
5 grams, within a period of three (3) years;

6 (d) Develop an agreement to provide, in collaboration with the administration of a candidate's
7 employing school, mentoring to the candidate in the employment setting, which shall include:

8 1. Prior to the candidate's enrollment in the Kentucky Teacher Internship pursuant to KRS
9 161.030 and 16 KAR 7:010, a minimum of fifteen (15) hours of annual observation utilizing
10 university faculty and a district-based mentor of the candidate practicing instruction in the class-
11 room;

12 2. A description of how support shall be offered to the candidate during in-class and out-of-
13 class time to assist the candidate in meeting the teacher's instructional responsibilities;

14 3. An acknowledgement by the employing school district that the school district shall be re-
15 sponsible for all costs associated with providing school district mentors for the teacher;

16 4. The name, contact person, and role for the collaborating educator preparation institution
17 mentor; and

18 5. The names and roles of the school district mentor teachers;

19 (e) Require the candidate to begin course work no later than ninety (90) days from the date the
20 eligibility notice is issued; and

21 (f) Establish a process to maintain regular communications with the employing school so that
22 the institution and employing school may assist the candidate as needed and address identified
23 areas of improvement.

1 (2) Student teaching shall not be required for program completion.

2 **Section 5. Issuance of a Temporary Provisional Certificate for World Language. (1) Pri-**
3 **or to seeking employment in a Kentucky public school, a candidate shall request from the**
4 **institution written and dated documentation of eligibility for the university based alterna-**
5 **tive certification program to provide to school districts pursuant to KRS 160.345(2)(h).**

6 **(2) Prior to employment, a superintendent, on behalf of the employing local board of ed-**
7 **ucation, shall be responsible for requesting the temporary provisional certificate for world**
8 **language.**

9 **(3) The candidate shall demonstrate compliance with 16 KAR 2:010, Section 3(1);**

10 **(4) The candidate shall submit to the EPSB an official college transcript from each col-**
11 **lege or university attended.**

12 **(5) All transcripts from institutions outside of the United States shall be accompanied by**
13 **a course-by-course evaluation with a grade point average from a credential evaluation ser-**
14 **vice that is a member of the National Association of Credential Evaluation Services**
15 **(NACES®).**

16 **(5) The educator preparation institution shall submit a recommendation for the grade**
17 **level and specialization of the temporary provisional certificate.**

18 **(6) The employing school district shall submit a completed and signed copy of the men-**
19 **toring collaboration agreement with the university based alternative certification program**
20 **as required by Section 4(1)(d) of this administrative regulation.**

21 **Section 6**[Section 5.] Temporary Provisional Certificate for World Language. (1) The tempo-
22 rary provisional certificate for world language shall be issued for a validity period not to exceed
23 one (1) year.

1 (2) The temporary provisional certificate for world language may be renewed a maximum of
2 two (2) times.

3 (3) The temporary provisional certificate for world language shall be:

4 (a) Issued in accordance with a grade level and specialization as recommended by the educa-
5 tor preparation institution [~~on Form TC-WL~~]; and

6 (b) Valid for the world language and all grades listed on the face of the certificate.

7 (4) The temporary provisional certificate for world language shall be issued at the rank corre-
8 sponding to the degree held by the teacher applicant in accordance with the requirements estab-
9 lished in 16 KAR 8:020.

10 [~~Section 6. Issuance of a Temporary Provisional Certificate for World Language. (1) Prior to~~
11 ~~seeking employment in a Kentucky public school, a candidate shall request from the institution~~
12 ~~written and dated documentation of eligibility for the university based alternative certification~~
13 ~~program to provide to school districts pursuant to KRS 160.345(2)(h).~~

14 ~~—(2) Prior to employment, a superintendent, on behalf of the employing local board of educa-~~
15 ~~tion, shall be responsible for requesting the temporary provisional certificate for world language.~~

16 ~~—(3) The candidate shall submit to the Education Professional Standards Board an official col-~~
17 ~~lege transcript from each college or university attended.~~

18 ~~—(4) All transcripts from institutions outside of the United States shall be accompanied by a~~
19 ~~course by course evaluation from the American Association of Collegiate Registrars and Admis-~~
20 ~~sions Officers or a member of NACES®.~~

21 ~~—(5) The employing school district shall submit with Form TC-WL a completed and signed~~
22 ~~copy of the mentoring collaboration agreement with the university based alternative certification~~
23 ~~program as required by Section 4(1)(d) of this administrative regulation.]~~

1 Section 7. Requirements for renewal of the temporary provisional certificate for world lan-
2 guage. (1) A candidate shall be eligible for the first renewal of the temporary provisional certifi-
3 cate for world language upon **application to the EPSB, compliance with 16 KAR 2:010, Sec-**
4 **tion 3(1), and** successful completion of the following requirements:

5 (a) Evidence of employment in a Kentucky school district or nonpublic school in the content
6 area or areas indicated on the initial provisional world language certificate; **and**

7 (b) A minimum of six (6) semester hours or its equivalent from the approved preparation pro-
8 gram. ~~;~~ ~~and~~

9 ~~—(c) Completion of Form TC-WL.]~~

10 (2) A candidate shall be eligible for the final renewal of the temporary provisional certificate
11 for world language upon **application to the EPSB, compliance with 16 KAR 2:010, Section**
12 **3(1), and** successful completion of the following requirements:

13 (a) Evidence of employment in a Kentucky school district or nonpublic school in the content
14 area or areas indicated on the initial provisional world language certificate;

15 (b) A minimum of six (6) semester hours or its equivalent from the approved preparation pro-
16 gram; **and**

17 (c) The required assessments as established in 16 KAR 6:010; ~~and~~

18 ~~—(d) Completion of Form TC-WL.]~~

19 Section 8. (1) Upon completion of all program requirements of the university based alterna-
20 tive certification program for teachers of world languages ~~[-including successful completion of~~
21 ~~the Kentucky Teacher Internship Program established in KRS 161.030 and 16 KAR 7:010,]~~ the
22 candidate may **apply to EPSB for the professional certificate.** ~~[make application to the Educa-~~

1 tion Professional Standards Board for the professional certificate on the form TC-1 which is in-
2 corporated by reference in 16 KAR 2:010.]

3 (2) Upon **application to the EPSB, compliance with 16 KAR 2:010, Section 3(1), and** veri-
4 fication that a candidate has met all eligibility requirements for certificate issuance, the
5 **EPSB**[Education Professional Standards Board] shall issue a professional certificate.

6 [Section 9. Incorporation by Reference. (1) "Application for World Language Temporary
7 Provisional Certification," Form TC-WL, September 2011, is incorporated by reference.

8 —(2) This material may be inspected, copied, or obtained, subject to applicable copyright law,
9 at the Education Professional Standards Board, 100 Airport Road, 3rd Floor, Frankfort, Ken-
10 tucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.]

KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Action Item:

University of the Cumberlands: Accreditation of the Educator Preparation Provider and Approval of Programs

Staff Recommendation:

The Education Professional Standards Board (EPSB) should accept the recommendations from the Accreditation Audit Committee (AAC) to grant accreditation for the Educator Preparation Provider (EPP) and approval for the initial and advanced level preparation programs at the University of the Cumberlands.

Rationale:

16 KAR 5:010 outlines the role and responsibilities of the AAC. The AAC has followed the regulatory procedures.

Action Question:

Should the EPSB grant continuing Council for the Accreditation of Educator Preparation (CAEP)/EPSB state accreditation to the EPP and approve the initial and advanced preparation programs at the University of the Cumberlands?

Applicable Statute or Regulation:

KRS 161.028, 16 KAR 5:010

History/Background:

Existing Policy: 16 KAR 5:010 identifies the requirements and processes for EPPs to demonstrate evidence of meeting the standards for accreditation and program approval.

Summary: A joint CAEP/EPSB Site Visitors team conducted the virtual site visit evaluation of the EPP on April 26-28, 2020. Though this visit is typically in-person, it was conducted virtually based on COVID-19 restrictions established by CAEP and the state.

Under the new CAEP guidelines, the site visitors make recommendations on Areas for Improvement (AFI) and do not recommend status on standards met or not met. The site team also reviews AFIs from the previous accreditation visit and the state team members review any EPSB-cited AFIs.

SITE TEAM RECOMMENDATIONS:

NCATE AFIs from previous visit: The site visitors recommended removal of four (4) previous AFIs based on the National Council for Accreditation of Teacher Education (NCATE) Standards.

1). NCATE Standard 2 for initial and advanced programs. The AFI reads as follows: “The P-12 community is not systematically involved in the development and evaluation of the assessment system.” NCATE and State issued.

Recommendation: Corrected: Narratives provided in the 2017, 2018 and 2019 annual reports identify specific activities conducted by the EPP to correct this AFI. Interviews with school of education (SOE) faculty, staff, candidates, and P-12 stakeholders confirm external stakeholders routinely participate in QAS activities, evaluate the system's effectiveness, and provide feedback to the EPP. The team recommends removal at both levels.

2). NCATE Standard 4 for advanced programs. The AFI reads as follows: “The unit does not ensure that advanced candidates have field and clinical experiences with P-12 students from different socioeconomic groups, students from diverse ethnic/racial groups, English language learners and students with disabilities.” NCATE and State issued.

Recommendation: Corrected: Narratives provided in the 2017, 2018 and 2019 annual reports identify specific activities conducted by the EPP to correct this AFI. Interviews with SOE faculty and staff, candidates, completers, and P-12 stakeholders verified that all field work is tracked by the EPP and the EPSB to ensure all advanced candidates have field experiences with diverse P-12 populations. Team recommends removal.

3). NCATE Standard 3 for initial programs. The AFI reads as follows: “The Unit does not systematically involve P-12 partners in the design of field and clinical experiences.” State issued.

Recommendation: This is now contained in CAEP Standard 2. P-12 partner involvement was verified through interviews and EEP provided evidence. The AFI is recommended for removal.

4). NCATE Standard 3 for advanced programs. The AFI reads as follows: “The Unit did not provide evidence that all candidates in advanced programs have interaction with P-12 school faculty and P-12 students from at least two ethnic/racial groups.” State issued.

Recommendation: This is no longer a CAEP requirement; therefore, recommended for removal.

CAEP AFIs from site visit: The site visitors recommended no AFIs.

The site visitors reviewed evidence of compliance with the EPSB regulations as part of the on-site visit and found the EPP at the University of the Cumberland to be in compliance with the program guidelines as established and approved by the EPSB.

CAEP ACCREDITATION COUNCIL RECOMMENDATION:

The CAEP Accreditation Council made the accreditation decision and found all standards were met by the EPP at the University of the Cumberland. The CAEP Accreditation Council

recommended no AFIs. Additionally, the CAEP Accreditation Council agreed with the team's recommendation for the removal of the previous NCATE issued AFIs.

ACCREDITATION AUDIT COMMITTEE RECOMMENDATIONS:

On December 1, 2020, the AAC met and reviewed the accreditation materials including the Institutional Self-Study Report, the Formative Feedback Report, the Addendum, the On-Site Report, the Report Rejoinder and the Team Chair's Response to the Rejoinder. The AAC agreed with the finding of the CAEP Accreditation Council that all standards were met. The AAC agreed with the CAEP Accreditation Council to recommend no AFIs. Additionally, the AAC agreed that the previous NCATE and state issued AFIs should be removed.

16 KAR 5:010 requires EPPs to submit each of its program review documents for review prior to its on-site accreditation visit. The University of the Cumberland submitted their programs and received written notification of the results of the program review in a letter dated April 7, 2020.

Pursuant to 16 KAR 5:010, Section 19, the AAC recommends: (1) Accreditation and (2) Approval of the initial and advanced level educator preparation programs at the University of the Cumberland.

Budget Impact: KDE resources (staff) to facilitate the review and accreditation processes.

Groups Consulted and Brief Summary of Responses:

Content Area Program Reviewers
Program Review Committee
Joint CAEP/EPsB Site Visitors
AAC

The AAC agreed with the finding of the CAEP Accreditation Council that all standards were met. Pursuant to 16 KAR 5:010, Section 19, the AAC recommends: (1) Accreditation and (2) Approval of the initial and advanced level educator preparation programs at the University of the Cumberland.

Contact Person:

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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Waiver:

16 KAR 5:040. Alternative Student Teaching Placement Request for Caleb Paul

Action Question:

Should the Education Professional Standards Board (EPSB) approve Morehead State University's alternative student teaching placement request for Caleb Paul?

Applicable Statute or Regulation:

KRS 161.028, 16 KAR 5:040

History/Background:

Existing Policy: 16 KAR 5:040 Section 5 (4)(d) requires that a candidate pursuing a primary through grade 12 certificate shall have their student teaching balanced between an elementary school placement and middle/high school placement. Institutions unable to locate a placement aligned with grade level requirements shall submit an alternative placement request to EPSB staff.

Summary: Morehead State University art student Caleb Paul is assigned to student teach during the Spring 2021 semester. The county in which Mr. Paul is completing his student teaching, Rowan County, does not have a qualified elementary art placement available. According to the university, the elementary art teachers have expressed the overwhelming difficulty of teaching so many students in a virtual environment or unavailability as reasons for not being able to support and mentor Mr. Paul. Morehead State University has located a middle school and high school placement and is requesting that Mr. Paul complete his seventy-day student teaching assignment in the high school and middle school setting.

Budget Impact: There is no budgetary impact.

Contact Person:

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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Waiver:

16 KAR 5:040. Alternative Student Teaching Placement Request for Katelyn Gatian

Action Question:

Should the Education Professional Standards Board (EPSB) approve Morehead State University's alternative student teaching placement request for Katelyn Gatian?

Applicable Statute or Regulation:

KRS 161.028, 16 KAR 5:040

History/Background:

Existing Policy: 16 KAR 5:040 Section 5 (4)(d) requires that a candidate pursuing a primary through grade 12 certificate shall have their student teaching balanced between an elementary school placement and middle/high school placement. Institutions unable to locate a placement aligned with grade level requirements shall submit an alternative placement request to EPSB staff.

Summary: Morehead State University music student Katelyn Gatian is assigned to student teach during the Spring 2021 semester. The county in which Ms. Gatian is completing her student teaching, Boyd County, does not have a qualified elementary music placement available. According to the university, the elementary music teachers have expressed the overwhelming difficulty of teaching so many students in a virtual environment or unavailability as reasons for not being able to support and mentor Ms. Gatian. Morehead State University has located a middle school and high school placement and is requesting that Ms. Gatian complete her seventy-day student teaching assignment in the high school and middle school setting.

Budget Impact: There is no budgetary impact.

Contact Person:

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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Waiver:

16 KAR 5:040. Alternative Student Teaching Placement Request for Natalie Gatian

Action Question:

Should the Education Professional Standards Board (EPSB) approve Morehead State University's alternative student teaching placement request for Natalie Gatian?

Applicable Statute or Regulation:

KRS 161.028, 16 KAR 5:040

History/Background:

Existing Policy: 16 KAR 5:040 Section 5 (4)(d) requires that a candidate pursuing a primary through grade 12 certificate shall have their student teaching balanced between an elementary school placement and middle/high school placement. Institutions unable to locate a placement aligned with grade level requirements shall submit an alternative placement request to EPSB staff.

Summary: Morehead State University music student Natalie Gatian is assigned to student teach during the Spring 2021 semester. The county in which Ms. Gatian is completing her student teaching, Boyd County, does not have a qualified elementary music placement available. According to the university, the elementary music teachers have expressed the overwhelming difficulty of teaching so many students in a virtual environment or unavailability as reasons for not being able to support and mentor Ms. Gatian. Morehead State University has located a middle school and high school placement and is requesting that Ms. Gatian complete her seventy-day student teaching assignment in the high school and middle school setting.

Budget Impact: There is no budgetary impact.

Contact Person:

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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Waiver:

16 KAR 2:120. Request to Waive Emergency Certificate Requirements for Carrie Price

Action Question:

Should the Education Professional Standards Board approve the request that the requirements of 16 KAR 2:120 be waived for a third issuance of an emergency certification?

Applicable Statute or Regulation:

KRS 161.028. KRS 161.100, 16 KAR 2:120

History/Background:

Existing Policy: 16 KAR 2:120 only allows issuance of a subsequent emergency certification if the first emergency certificate was issued after February 15th of a school year or if it was issued for less than fifty (50) percent of the person's class schedule, and no more than one (1) subsequent issuance of an emergency certificate to the same person.

Summary: Fairview Independent Schools is a small school district with limited resources. This sometimes requires teachers to serve in multiple roles. Carrie Price was employed on an emergency certification as a gifted teacher for less than 50% of her teaching schedule for the 2017-2018 year and qualified to receive a second emergency for the 2018-2019 school year. She enrolled in an approved program and is currently on a probationary certificate for gifted education. Ms. Price plans to complete that program by Summer 2021. Fairview Independent is now requesting an additional emergency certificate for Ms. Price in the area of School Media Librarian. Ms. Price plans to enroll in the School Media Librarian program for the Fall 2021 semester to pursue certification. Upon completion of nine hours from that program, she will be eligible for the School Media Librarian recruitment program.

Budget Impact: There is no budgetary impact.

Contact Person:

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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Waiver:

16 KAR 8:020. Request to Allow Master of Public Administration to Qualify for Rank II for Courtney Harris

Action Question:

Should the Education Professional Standards Board approve the applicant's request to allow the previous master's degree to meet the requirements for Rank II while she is enrolled in the Master of Arts in Teaching (MAT) program working towards certification?

Applicable Statute or Regulation:

KRS 161.028, KRS 161.030, 16 KAR 8:020

History/Background:

Existing Policy: KRS 161.1211 sets the standards for Rank II for certified educators as a master's degree in a subject field approved by the EPSB or equivalent continuing education. Per 16 KAR 8:020 Section 2, a master's degree for rank change should either be in the academic content area for which the individual is certified or part of an approved program for rank change completed through a college of education and approved by the EPSB.

Summary: Courtney Harris is enrolled in an Option 6 MAT program pursuing certification for Middle School Social Studies, Grades 5-9. Ms. Harris has a previous master's degree in Public Administration. This degree is not in a specific teaching content area, although some of the courses appear to be relevant to the certification content area that she is pursuing. Ms. Harris requests that the EPSB allow her master's degree to meet the requirements for issuance of Rank II while she is enrolled in an approved Option 6 program. Completion of her current certification program would still be required to receive the full professional certificate. If the EPSB allows Ms. Harris' previous master's degree to qualify for Rank II, then upon completion of the MAT program, she would be eligible for Rank I.

Budget Impact: There is no budgetary impact.

Contact Person:

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KENTUCKY DEPARTMENT OF EDUCATION

STAFF NOTE

Action Item:

Option 1 Alternative Route to Certification Application, Kelley Brady

Action Question:

Should the Education Professional Standards Board (EPSB) approve the alternative route to certification application?

Applicable Statute or Regulation:

KRS 161.028, KRS 161.030, KRS 161.048, 16 KAR 9:010

History/Background:

Existing Policy: The applicant must meet a minimum GPA requirement and must have either a major in the academic area or passing score on the academic content assessment. The applicant must also have a job offer in the academic area for which certification is requested in a Kentucky school district.

Summary: Jefferson County Public Schools has submitted the CA-265 application and portfolio for Kelley Brady. The district is requesting that the EPSB approve her application for certification in the area of **Dance, Grades K-12**. The application and portfolio are included under separate cover.

Budget Impact: There is no budgetary impact.

Groups Consulted and Brief Summary of Responses:

Todd Davis, Division Director
Crystal Hord, Branch Manager
Melinda Penny, Consultant

The applicant meets the minimum GPA requirement in the academic area. Jefferson County Public Schools offered the applicant a job teaching Dance, Grades K-12. The EPSB will need to determine if the applicant's work experience constitutes exceptional work experience.

Contact Person:

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